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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

BARRY ALLEN GABELMAN,

Defendant.

Case No. 2:20-cr-00019-JCM-NJK

**Stipulation to Continue Sentencing
Hearing (Fourth Request)**

IT IS HEREBY STIPULATED AND AGREED, by and between Jason M. Frierson, United States Attorney, and Bianca R. Pucci and Supriya Prasad, Assistant United States Attorneys, counsel for the United States of America, Daniel Hill, Esq., attorney for the defendant Barry Allen Gabelman, that the sentencing hearing currently scheduled for January 18, 2023 at 10:00 a.m. be vacated and set to January 27, 2023 at 11:00 a.m. This Stipulation is entered into for the following reasons:

1. The government counsel has a scheduling conflict and will no longer be available for the currently scheduled sentencing hearing.
2. Defendant file a motion for acquittal that is currently pending before this Court.

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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

BARRY ALLEN GABELMAN,

Defendant.

Case No. 2:20-CR-00019-JCM-NJK

ORDER

Based on the Stipulation of counsel, good cause appearing therefore, the Court finds that:

1. The government counsel has a scheduling conflict and will no longer be available for the currently scheduled sentencing hearing.

2. Defendant file a motion for acquittal that is currently pending before this Court.

3. The parties sought a convenient time to re-schedule the sentencing hearing within a week of the currently scheduled hearing from the Courtroom Administrator. The Courtroom Administrator provided the parties with the date of January 27, 2023 at 11:00 a.m.

4. The Defendant is in custody and does not object to the continuance.

5. The parties agree to the continuance.

6. Additionally, denial of this request for continuance could result in a miscarriage of justice.

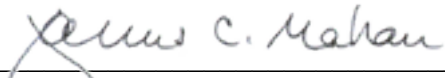
7. The additional time requested by this stipulation is made in good faith and not for purpose of delay.

8. This is the fourth request for a continuance of the sentencing hearing.

IT IS HEREBY ORDERED that the Sentencing Hearing currently scheduled on

1 January 18, 2023 at 10:00 a.m., be vacated and continued to **January 27, 2023 at 11:00 a.m.**

2 DATED December 8, 2022.

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6 HONORABLE JUDGE JAMES C. MAHAN
7 UNITED STATES DISTRICT JUDGE
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